

## COMMISSION ON STATE MANDATES

980 NINTH STREET, SUITE 300  
SACRAMENTO, CA 95814  
PHONE: (916) 323-3562  
FAX: (916) 445-0278  
E-mail: [csminfo@csm.ca.gov](mailto:csminfo@csm.ca.gov)



July 8, 2013

Mr. Omar Dadabhoy  
Deputy Executive Director  
Stanton Housing Authority  
7800 Katella Avenue  
Stanton, CA 90680

Ms. Elizabeth W. Hull  
Best Best & Krieger LLP  
18101 Von Karman Avenue, Suite 1000  
Irvine, CA 92612

**Re: Notice of Incomplete Filing and Request for Additional Information**  
Test Claim Filing  
*Housing Successor Agency*  
Health and Safety Code Sections 34176;  
Statutes 2011-12, First Extraordinary Session, Chapter 5 9ABX1 260;  
Statutes 2012, Chapter 26, (AB 1484)

Dear Mr. Dadabhoy and Ms. Hull:

On June 28, 2013, the Commission on State Mandates (Commission) received a test claim filing, entitled *Housing Successor Agency*, filed by the Stanton Housing Authority.

Commission staff has reviewed this filing and determined that it is incomplete. To be an eligible claimant before the Commission, a local agency must be subject to the tax and spend limitations of article XIII A and B of the California Constitution. Dependant special districts and city departments are generally not eligible claimants because they have no taxing authority. Additionally, redevelopment agencies and joint powers authorities are not eligible claimants, for the same reason. However, a city that has incurred state-mandated costs on behalf of a city department or dependant special district is an eligible claimant.

If the Stanton Housing Authority is part of the city, and the city has incurred costs, the city may file the claim. It is unclear whether that is what was intended with this filing. Generally, city mandate claims are filed by the city manager, chief accounting officer, or chief financial officer of the city, as these are the offices generally charged with responsibility for the city's fiscal functions and delegated the authority to act on behalf of the city council. On occasion, cities have seen fit to authorize, via city ordinance or resolution, other departments or officers of the city to perform the state mandates function on behalf of the city.

Therefore, to complete the filing, please clarify in the filing whether it is the City of Stanton filing the claim and whether the City has incurred any state-mandated costs. If so, please list the City as the claimant and designate who will be representing the City for state mandates purposes.

If not, please specify why you think the Stanton Housing Authority is an eligible claimant including evidence that the Authority is in fact subject to the tax and spend limitations of article XIII A and B of the California Constitution. Please file this information with the Commission by **August 7, 2013**.

The complete filing may be submitted electronically via the Commission's e-filing system pursuant to section 1181.2 of the Commission's regulations. Please see the Commission's website at <http://www.csm.ca.gov/dropbox.shtml>.

Mr. Dadabhoy and Ms. Hull

July 8, 2013

Page 2

If the test claim filing is not completed within 30 days of the date of this letter, the executive director may disallow the original test claim filing date. (Cal. Code Regs., tit. 2, § 1183(g)).

Please call Heidi Palchik at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Heather Halsey', with a long, sweeping horizontal line extending to the right.

Heather Halsey  
Executive Director